

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 08/25/12		DELIA GONZALEZ , Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner states that additional bond is not required and that Bond is currently fixed at \$200,000.00; however, the Petition is not marked at item 6(c) stating that the proceeds will be placed in a blocked account. Need more information about why additional bond should not be required or the proceeds should not be required to be deposited in a blocked account. Note: This Petition is for a 50% interest in the real property. Page 2A is for the other 50% interest.
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w/	
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	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
✓	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Sale Price - \$300,000.00 Overbid - \$315,500.00 Reappraisal - \$300,000.00 Property - 3693 N. Parkway Fresno, CA 93722 Publication - Business Journal Buyers - Roberto Gonzalez and Delia Gonzalez, husband and wife as joint tenants Broker - \$9,000.00 (3%, payable 2% to Sonya Pineda and 1% to Marris Pena both of Mission Mortgage & Realty) Petitioner states that additional bond is not required.	
Reviewed by: JF			
Reviewed on: 08/20/13			
Updates:			
Recommendation:			
File 1A – De La Mora			

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 08/25/12		DELIA GONZALEZ , Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. The calculation of the overbid appears to be incorrect. Examiner calculates that the overbid should be \$34,625.00. Need clarification. 2. Petitioner states that additional bond is not required and that Bond is currently fixed at \$200,000.00; however, the Petition is not marked at item 6(c) stating that the proceeds will be placed in a blocked account. Need more information about why additional bond should not be required or the proceeds should not be required to be deposited in a blocked account. Note: This Petition is for a 50% interest in the real property. Page 2B is for the other 50% interest. Reviewed by: JF Reviewed on: 08/20/13 Updates: Recommendation: File 1B – De La Mora
Cont. from			
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	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
✓	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Sale Price - \$32,500.00 Overbid - \$34,750.00 Reappraisal - \$32,500.00 Property - 655 West Vassar Fresno, CA 93705 Publication - Business Journal Buyers - Rafael De La Mora Martin, a married man as his sole and separate property Broker - \$975.00 (3%, payable 2% to Sonya Pineda and 1% to Marisa Pena both of Mission Mortgage & Realty) Petitioner states that additional bond is not required.	

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Cont. from			
	Aff.Sub.Wit.		
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	Inventory		
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	Not.Cred.		
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	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
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✓	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
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Reviewed by: JF Reviewed on: 08/20/13 Updates: Recommendation: File 2A – De La Mora			

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 08/25/12		DELIA GONZALEZ , Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 3. The calculation of the overbid appears to be incorrect. Examiner calculates that the overbid should be \$34,625.00. Need clarification. 4. Petitioner states that additional bond is not required and that Bond is currently fixed at \$200,000.00; however, the Petition is not marked at item 6(c) stating that the proceeds will be placed in a blocked account. Need more information about why additional bond should not be required or the proceeds should not be required to be deposited in a blocked account. <u>Note:</u> This Petition is for a 50% interest in the real property. Page 1B is for the other 50% interest. <div> <div>Reviewed by: JF</div> <div>Reviewed on: 08/20/13</div> <div>Updates:</div> <div>Recommendation:</div> <div>File 2B – De La Mora</div> </div>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input checked="" type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
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Petition for Substituted Judgment to Create and Execute a Will

Age: 64	BEVERLY HALL, conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	w/o	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
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<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	<p>Petitioner states:</p> <ol style="list-style-type: none"> This Petition is brought to avoid intestate succession and provide meaningful and orderly distribution of the estate of the conservatee upon her death. The conservatee is not opposed to the proposed action, but lacks capacity for the proposed action and lacks legal capacity to state a position as to the proposed action. As far as Petitioner and all of the conservatee's other siblings know, the conservatee does not have any estate planning documents in place in which to provide for distribution of her estate. As such, her estate would be subject to the laws of intestate succession. Although the conservatee has 3 children, they have been estranged for years and there has been no contact between them since the estrangement. Petitioner believes that if the conservatee were capable of executing estate planning instruments, she would not provide for her children and would exclude them from the distribution of her estate. As more fully set forth in the attached declarations of Mary P. Hildreth, Karen Ramey, and Derrick Leslie, circumstances show that the conservatee, as a reasonably prudent person, would take the proposed action if she had the capacity to do so. When Petitioner began conservatorship proceedings at the beginning of the year, notice was sent to conservatee's children. To date, none of her children have made inquiry or contact with Petitioner, or her attorney, about the conservatee's care or condition. 	<p>Reviewed by: JF</p> <hr/> <p>Reviewed on: 08/20/13</p> <hr/> <p>Updates:</p> <hr/> <p>Recommendation:</p> <hr/> <p>File 3 - Dhooghe</p>
Continued on Page 2		

Petitioner prays for an Order:

1. Authorizing and directing Beverly Hall, as Conservator of the estate of Christine Dhooghe, to execute the Will attached as Exhibit "A" to this petition on behalf of Christine Dhooghe under Probate Code § 2580(b)(13).

Note: The attached Will proposes to leave the conservatee's tangible personal property in equal shares to her siblings and the residue of her estate to Beverly Hall if she survives the conservatee or her surviving siblings if Beverly Hall does not survive her.

Probate Status Hearing Re: Inventory and Appraisal and First Accounting

Age: 99	MONTIE DAY , son, was appointed Conservator of the Person and Estate on 05/23/13.	NEEDS/PROBLEMS/COMMENTS: 1. Need final Inventory & Appraisal.
	Inventory & Appraisal, partial No. 1 filed 06/26/13 - \$2,000.00	
Cont. from	Response to Court's Order Re: First Accounting and Inventory filed 08/19/13 states: the remaining assets of the conservatee are located within her residence in Clovis. Conservatee's son, Darrell Day, is currently residing in the conservatee's home and has refused to allow the conservator into the home to inventory any property belonging to the conservatee that may be inside. Additionally, any financial documents (insurance policies, etc.) which may show additional financial assets of Ms. Day are also unavailable to the conservator because they are also located inside the residence and are being withheld by Darrell Day. At this point in time, due to the costs of seeking further court orders, no action by the Court is requested.	
Aff.Sub.Wit.		
Verified		
Inventory		<input checked="" type="checkbox"/>
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202 Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF Reviewed on: 08/20/13 Updates: Recommendation: File 4 – Day

Atty
AttyBurnside, Leigh W. (for Judith Hartman – Former Trustee – Petitioner)
Hastrup, John (for Objectors)

**Petition for Settlement of First and Final Account and Report of Trustee; for
Approval of Trustee's Fees and Attorney's Fees and Costs; and for Approval of
Payment of Professional Services [Prob. C. 16063, 17200, CRC Rule 7.902]**

DOD: 7-19-12		JUDITH HARTMAN , Former Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner provides the names and addresses of the trust beneficiaries, but does not state that these are all of the persons <u>entitled to notice</u> . Need clarification. Probate Code §§ 17201, 17203.					
Cont. from 072913								
	Aff.Sub.Wit.							
✓	Verified							
	Inventory							
	PTC							
	Not.Cred.							
✓	Notice of Hrg							
✓	Aff.Mail	W						
	Aff.Pub.							
	Sp.Ntc.							
	Pers.Serv.							
	Conf. Screen							
	Letters							
	Duties/Supp							
✓	Objections							
	Video Receipt							
	CI Report							
	9202							
✓	Order							
	Aff. Posting							
	Status Rpt							
	UCCJEA							
	Citation							
	FTB Notice							
<p>Petitioner states she acted as successor trustee for the period 7-19-12 (date of death of Danny Rendino) until her resignation on 12-12-12.</p> <p>The current trustee is Bruce D. Bickel.</p> <p>Account period: 7-19-12 through 12-31-12 Accounting: \$593,783.81 Beginning POH: \$586,980.41 Ending POH: \$566,130.61 (carry value) (\$46,115.40 cash plus stocks, vehicles, personal property, real property) (total market value: \$654,679.40)</p> <p>Trustee: \$5,280.00 (for 96 hours @ \$55/hr, per itemized timesheet attached)</p> <p>Attorney: \$3,240.00 (\$2,405.00 plus \$835.00 costs, per separate declaration to Petitioner's current attorneys, Dowling Aaron Incorporated)</p> <p>Attorney: \$4,535.25 was paid to Wright & Wright, Petitioner's former attorney, without court order pursuant to the terms of the trust and Probate Code § 1064(a)(3).</p> <p>Petitioner states there is evidence that the deceased settlor either gifted or loaned Nick M. Rendino, Jr., the sum of \$9,000.00, but there was insufficient documentation to determine the nature of the disbursements. Petitioner states Nick M. Rendino, Jr., may owe the trust estate the principal sum of \$9,000.00, but Petitioner has not included this amount as a receivable or asset due to lack of documentation.</p> <p align="center"><u>SEE ADDITIONAL PAGES</u></p>			<table border="1"> <tr><td>Reviewed by: skc</td></tr> <tr><td>Reviewed on: 8-20-13</td></tr> <tr><td>Updates:</td></tr> <tr><td>Recommendation:</td></tr> <tr><td>File 5 – Rendino</td></tr> </table>	Reviewed by: skc	Reviewed on: 8-20-13	Updates:	Recommendation:	File 5 – Rendino
Reviewed by: skc								
Reviewed on: 8-20-13								
Updates:								
Recommendation:								
File 5 – Rendino								

Page 2**Petitioner prays for judgment:**

1. Settling and allowing the account as filed;
2. Ratifying, confirming and approving all acts and transactions of Petitioner as trustee;
3. That the current trustee Bruce Bickel be authorized and directed to pay Petitioner \$5,280.00 for her services rendered.
4. That the current trustee Bruce Bickel be authorized and directed to pay the law firm of Dowling Aaron Incorporated \$3,240.00 as set forth above; and
5. For such other orders as the Court may deem proper.

Beneficiaries Kimberly J. Rendino, Nick M. Rendino, Jr., and Gregg D. Rendino filed Objections on 8-16-13. See additional pages.

Objectors state they are the beneficiaries currently entitled to distribution and have standing to object. Objectors object to the allegation that Nick M. Rendino, Jr., may owe the trust \$9,000.00. Nick M. Rendino, Jr., was not indebted to the settlor at the time of his death.

Objectors state that during the account period, Petitioner paid \$3,188.71 to Super Dons Chuljian as shown in the account on 11-13-12 for "parts and labor on 1960 Chevrolet Impala." Objectors object to this disbursement on the basis of lack of information as to the parts supplied and labor provided. Further, the value of the automobile did not increase after the repairs were effected per Schedule H.

Objectors object to the disbursement of \$4,535.25 to Petitioner's former attorneys Wright & Wright on the basis of lack of information as to the services rendered.

Objectors object to the proposed payment of \$5,280.00 to Petitioner in trustee fees and allege that this reflects an excessive rate of pay for a lay trustee; that she resigned her position in the middle of negotiations for the sale of the primary asset of the trust, causing confusion and additional or duplicative expense to the trust in the installation of a new trustee to complete the sale, and that, at present, Objectors are unable to evaluate the actual benefit obtained from the services of the former trustee in view of the fact that the administration of the trust is not yet concluded.

Objectors request the petition be denied.

**Petition for Probate of Will and for Letters Testamentary; Authorization to
Administer Under IAEA (Prob. C. 8002, 10450)**

DOD: 12/14/09	ERIC P. DIENER , son/named Executor without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. The Petition is not signed by attorney Flanigan.
	Full IAEA – OK	
	Will dated 05/01/90	
Cont. from 073013	Residence: Fresno Publication: The Business Journal	
<input checked="" type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory		
PTC		
Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Estimated Value of the Estate: Personal property - \$ 56,000.00 Real property - 491,000.00 Total - \$547,000.00	
<input checked="" type="checkbox"/> Aff.Mail	w/	
<input checked="" type="checkbox"/> Aff.Pub.	Probate Referee: STEVEN DIEBERT	
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		Reviewed by: JF
Status Rpt		Reviewed on: 08/20/13
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 6 – Diener

		NO TEMP REQUESTED	NEEDS/PROBLEMS/COMMENTS:
		JAMES M. HAWKS and CARLA HAWKS,	<u>Court Investigator advised rights on 8-6-13</u>
		Parents, are Petitioners and request	
		appointment as Co-Conservators of the	
		Person with medical consent powers.	
	Aff.Sub.Wit.		<u>Voting rights affected</u>
✓	Verified	Voting rights affected	<u>– need minute order</u>
	Inventory		
	PTC	Two Capacity Declarations were filed.	
	Not.Cred.		
✓	Notice of Hrg	Petitioners state Leland is diagnosed with	
		Cornelia De Lunge Syndrome, a severe type	
✓	Aff.Mail	of mental and physical retardation.	
	Aff.Pub.		
	Sp.Ntc.	Court Investigator Charlotte Bien filed a report	
✓	Pers.Serv.	on 8-8-13.	
✓	Conf. Screen		
✓	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		Reviewed by: skc
	Status Rpt		Reviewed on: 8-20-13
	UCCJEA		Updates:
✓	Citation		Recommendation:
	FTB Notice		File 7 – Hawks

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 04/16/13		KEITH B. HOWARD , Successor Trustee of the Slavenka M. Howard and Victor E. Howard Revocable Living Trust, is Petitioner. 40 days since DOD No other proceedings I & A - \$77,000.00 Will dated 09/02/98 Petitioner requests Court determination that decedent's 1/5 interest in real property located in Fresno County (APN: 015-161-16) pass to him pursuant to decedent's will.	NEEDS/PROBLEMS/COMMENTS:	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			w/o
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
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	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
Reviewed by: JF				
Reviewed on: 08/20/13				
Updates:				
Recommendation: SUBMITTED				
File 8 – Howard				

Age: 5 years		TEMPORARY EXPIRES 08/22/13		NEEDS/PROBLEMS/COMMENTS:	
		ORALIA LOPEZ , former foster mother, is petitioner.		1. General Petition does not include the Guardianship Petition - Child Information Attachment, Judicial Council form GC-210A. This is a mandatory form. This form lists the names and addresses of all relatives within the 2 nd degree as well as other important information such as whether or not the child is an Indian child, or involved in other custody proceedings.	
		Father: NOT LISTED (Angelito Romero)		2. Need Notice of Hearing.	
		Mother: NOT LISTED (Michelle Romero)		3. Need proof of personal service of Notice of Hearing along with a copy of the Petition at least 15 days before the hearing <u>or</u> Consent and Waiver of Notice <u>or</u> Declaration of Due Diligence for:	
Cont. from		Paternal grandparents: Not listed		a. Angelito Romero (father)	
	Aff.Sub.Wit.		Maternal grandparents: Not listed	b. Michelle Romero (mother)	
✓	Verified		Petitioner states she was the child's foster mother from 2009 – 2011. The child's father successfully reunified. The child's father, Angelito Romero, has sole legal and physical custody of the child. The father was recently involved in a traffic accident where his passenger was killed. The father is suspected of driving under the influence and facing criminal charges. The mother is unstable and is not suitable to take custody of the child; she is limited by court order to supervised visits.	4. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing along with a copy of the Petition <u>or</u> Consent and Waiver of Notice <u>or</u> Declaration of Due Diligence for:	
	Inventory			a. Paternal grandparents	
	PTC			b. Maternal grandparents	
	Not.Cred.			c. Any siblings of the minor 12 and older.	
	Notice of Hrg	x		5. Confidential Guardian Screening form is incomplete at items 1b through 1e (Petitioner's identifying/contact information).	
	Aff.Mail	x			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	x			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	DSS Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 08/20/13	
				Updates:	
				Recommendation:	
				File 9 – Romero	

Ex Parte Petition for Modification of Visitation

Age: 8	NOEL JOSE and ANITA CHAVEZ , Paternal Grandparents, and Guardians, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
	Petitioners were appointed guardians pursuant to Court Trial Minute Order 10-23-07.	Note: Current visitation (suspended pending hearing per Order 8-5-13): Minute Order 3-8-11 states visitation remains the same as previously ordered on 9-7-10, but if no one shows up after 30 minutes, the guardians may leave. Minute Order 9-7-10 provides supervised visitation to the mother on the 2 nd and 4 th Saturdays of each month from 11am-2pm at McDonalds and at mutually agreed upon locations. The Court also ordered that the mother be allowed to visit the minor at school events and receive copies of the minor's progress reports.
Aff.Sub.Wit.	Father: DANNY CHAVEZ (Deceased) Mother: TONI TRUJILLO <i>- Personally served 8-7-13</i>	
✓ Verified	Petitioners filed an Ex Parte Petition to modify visitation on 8-5-13. The Court temporarily suspended visits and set the matter for hearing:	
Inventory	Order on Ex Parte Petition 8-5-13 finds that a temporary restraining order has been issued restraining the mother from contact with the guardians and the minor.	
PTC	Therefore, good cause exists to temporarily suspend visits pending noticed hearing.	
Not.Cred.	The Court set this hearing and required notice be served on the mother at least 5 court days prior to the hearing.	
✓ Notice of Hrg	Petitioners state they would like supervised visits through an agency to ensure Mia's safety. Petitioners describe recent incident at a visit at McDonalds led to Petitioner Anita Chavez calling 911 and issuance of a temporary restraining order. Petitioners state the mother also often misses visits. See details in petition and attached Civil Harassment TRO (13CECG02375).	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
✓ Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 8-20-13
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 10 – Estrada

Atty Elizondo, Rebecca (pro per Co-Guardian)

Atty Elizondo, Abraham (pro per Co-Guardian)

Atty Elizondo, Lisa (pro per Co-Guardian)

Atty Vasquez, Elizabeth (pro per Mother)

Atty Vasquez, Michael Jay (pro per Father)

Ex Parte Motion for Modification OF Child Visitation

Elijah age: 8		REBECCA ELIZONDO , maternal aunt, ABRAHAM ELIZONDO , maternal grandfather and, LISA ELIZONDO , maternal grandmother, are petitioners. Petitioners were appointed guardians on 9/7/2011. Father: MICHAEL JAY VASQUEZ – present in court on 3/11/2013 Mother: ELIZABETH VASQUEZ ; personally served on 1/8/2013. Petitioners state the motion is brought on the grounds that Michael Vasquez and Elizabeth Vasquez are a danger and threat to the children. The Family Court has granted permanent restraining orders protecting the children from their respective parents, however the Family Court deferred the issue of the parents having visitation with the children to the Probate Court. Petitioners allege that since the establishment of the guardianship both parents have habitually made false claims of abuse against the guardians to both the Fresno Police Department and Child Protective Services. The parents both use their time at CYS to interrogate the children. Then they proceed to call the Fresno Police Department and Child Protective Services to make false allegations. The police have come to the Guardians' home to question the children. The children have told police officers again and again that they are not being harmed. Both children are very frightened and cry after being interrogated by the police and social workers.	NEEDS/PROBLEMS/COMMENTS: Minute Order 7-11-13; Rebecca Elizondo informs the Court that a report was requested from the therapists, but they appeared to be reluctant to provide it. The Court orders that a report from the doctor(s) regarding Elijah and Elaina be filed under seal for Court's review only. The Court indicates for the minute order that said report is needed for the purpose of the petition regarding child visitation that is before the Court. Any confidentiality as to the materials provided to the Court regarding the minors is specifically waived by the guardians. The Court orders Comprehensive Youth Services to provide the Court notes and/or a summary regarding the therapeutic visits. Confidentiality as to these materials is likewise waived by the guardians. The Court orders that the documents from both treating therapists and Comprehensive Youth Services be provided to the Court by no later than 8/15/13. The Court orders that in the event that any party changes their address, said address is to be immediately provided to the Court. Parties are ordered not to speak ill of one another around the children. Continued to: 8/22/13.																																																																			
Elaina age: 6																																																																						
Cont. from 011613, 031113, 071113																																																																						
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Please see additional page		Reviewed by: KT Reviewed on: 8-20-13 (skc) Updates: Recommendation: File 11A - Vasquez																																																																				

Petitioners allege, continued:

Both children have received extended therapy sessions with their individual licensed mental health clinicians due to all the continued false allegations and lies by the parents. Both children are in counseling and Petitioners have spoken to each child's counselor and they have informed Petitioners that the children continue to need intense and extended therapy which Petitioners believe is a direct result of their parents' continued actions.

Petitioners request the court grant a temporary order of no contact between the children and Elizabeth Vasquez and Michael Vasquez pending a full hearing on the issue.

Declaration of Elizabeth Vasquez (mother) filed on 1/14/13. Mother states she is objecting to the modification of the visitation. Visitation with the children is conducted at CYS for two hours. Visitation has strict guidelines with rules and regulations. Before visits were started both parties had to attend orientation and sign and initial all the rules and regulations which must be followed for visits to occur. She has concerns about the well-being of the children. On the visit on Wednesday, July 11, 2012, Elijah kept complaining about a headache that he got from being out in the sun all day. There was a heat advisory that day and the temperature was 105. After the visit mom states she was concerned and sent a text to her mother, Lisa Elizondo, simply asking if Elijah was okay, and if he was getting plenty of water to keep hydrated since he had a headache. Lisa Elizondo's response was LEAVE ME ALONE. On the Wednesday, 8/26/12 visit Elijah had a black eye and scratches all over his face. It looked as if he had been punched. CYS documented this. Mom states she was truly concerned about her son because the Elizondo's 18 year old son, Andrew was living with them and had been constantly bullying Elijah. Elijah stated on one occasion, "Uncle Andrew throws chips on the floor and makes me eat them like a dog." Mom alleges the Elizondo's refuse to have any kind of contact with her about her children. She has not contacted them in the past to bother them, she just simply wanted to know about her children. Mom states she has been making positive changes in her life since the guardianship was granted. She is trying with all her heart to regain custody of her children. Mom states she truly believes that the guardians will do anything in their power to try to destroy any kind of relationship and bond that she has with her children.

Declaration of Michael Vasquez (father) filed on 1/15/13. Father states the visits with his children are held at a supervised agency where the visits are monitored and documented. Since the visits have been supervised father state he has only had great visits. They watch movies, play board games, read books together and have really started to bond again since the guardianship was granted. Father alleges that the guardians are not abiding by the court's order for visitation. The last time he was able to speak to his children was on 11/4/12. The last time he was able to speak to the children was on 11/12/12. Father states on 11/15/12 he called to speak to the kids for his scheduled telephone visit, there was no answer. Father states he called three more times, again no answer. On 11/18/12 Father states he went to CYS for his scheduled visit he saw Rebecca Elizondo waiting outside. When he walked to the door a man approached and served him with paperwork for a Temporary Restraining Order. This is in violation of CYS' rules and procedures that state there will be no serving of court documents on CYS property. On 12/5/12 Father states he attended the Restraining Order hearing where the Elizondo's asked the Family Court Judge to take away his visitation. The Restraining Order was granted but since there was a probate case open the child visitation was to remain. Father states he contacted CYS on 12/19/12 and showed them that he should still be having visits. CYS stated they had filled his visitation day and that they had to contact the Elizondo's to schedule a different date for the visits. Father states he has been in contact with CYS for 4 weeks and that the Elizondo's have not been in contact with CYS. The guardians refuse to have any contact with CYS or to allow him to visit. Father is requesting to have all his back visits that he has missed since 11/4/12.

Please see additional page

Order After Hearing dated 3/11/2013 ordered:

1. Neither parent shall have telephone communication with the minor children.
2. The parents shall have separate therapeutic visitation through Comprehensive Youth Services or a comparable agency that provides therapeutic visitation with the children. All therapeutic visitation shall be arranged by the agency and/or therapeutic counselor with dates and times to be arranged by the agency and/or therapeutic counselor.
3. The children's therapists shall each provide the Court and the Court Investigator with a letter regarding the children's progress in therapy, any issues pertinent and relevant regarding the children's contact with their parents, and any other issues the therapist deems pertinent. The letters shall be provided to the court prior to July 11, 2013.
4. The mother and/or father shall provide the Court Investigator proof of any mental health treatment they are engaged in or have engaged in.
5. The parties shall not discuss the substance of this matter around the children.
6. The matter is set for review hearing on July 11, 2013.

Confidential Psychological Assessment filed by mother, Elizabeth Vasquez on 7/8/2013.

Declaration of mother, Elizabeth Vasquez filed on 7/10/2013. Ms. Vasquez states she signed up for therapeutic visits at Comprehensive Youth Services after the hearing on 3/11/12. Mom states she was told by CYS that she would have to wait for an opening as all the therapists were already booked. On 5/28/2013 Mom states she received a call stating that she could start therapeutic visits. After which time she was told there was a glitch because of a box not being checked on the restraining order. Mom states she tried to explain that she had the restraining order modified at the Family Court. The supervisor at CYS was able to talk to CI Samantha Henson, which cleared up the confusion. The therapeutic visits are set to begin on 7/11/13 at 3:30 p.m.

Please see additional page

Declaration of mother, Elizabeth Vasquez filed on 7/10/2013 (cont.)

Ms. Vasquez states she is requesting the court terminate the guardianship. She has had a stable home and a source of income since January 2012. Mom states she has completed 24 hours of parenting classes, received counseling sessions through Marjorie Mason Center, a Psychological Assessment was completed on 6/14/2012 and she has had excellent supervised visits with her children at CYS since February 2012, which are monitored and documented. Mom states she has also started attending Fresno City College to better her education and provide a better life for her children.

Declaration of Michael Vasquez filed on 7/10/2013. Mr. Vasquez attaches a copy a letter from the parenting class currently attending. The letter is dated 6/14/2013 and states that he is registered to attend the 14 week parenting class beginning on June 25, 2013 and ending on September 24, 2013.

Atty Elizondo, Rebecca (pro per Co-Guardian)

Atty Elizondo, Abraham (pro per Co-Guardian)

Atty Elizondo, Lisa (pro per Co-Guardian)

Atty Vasquez, Elizabeth (pro per Mother)

Atty Vasquez, Michael Jay (pro per Father)

Ex Parte Petition for Visitation

Elijah age: 8		<p>ELIZABETH VASQUEZ, mother, is petitioner.</p> <p>REBECCA ELIZONDO, maternal aunt, ABRAHAM ELIZONDO, maternal grandfather and, LISA ELIZONDO, maternal grandmother, were appointed guardians on 9/7/2011.</p> <p>Father: MICHAEL JAY VASQUEZ – present in court on 7/9/2013</p> <p>Petitioner states the guardians are not fulfilling their duties and caretakers. They are not following the court's orders which grant her telephone visitation on Mondays and Thursdays and visitation two hours per week at CYS.</p> <p>The guardians did not bring the children for their visit at on Sunday, January 6, 2013. Petitioner states CYS called her on 1/6/13 stating that the Guardians are not returning their calls and cancelled visitation because of the hearing. The Guardians also owe several outstanding balances to CYS.</p> <p>On Monday, November 12, 2012 Petitioner states she called the Guardian's residence to speak to the children. Petitioner state she spoke to Elijah for 6 minutes and the Guardians hung up and would not let her speak to Elaina.</p> <p>On Monday, 12/24/12 at 6:31 and 6:35 Petitioner states she called the Guardian's residence to have her visit but there was no answer, the call went to voicemail. On Monday, 1/7/13 at 6:31 Petitioner states she called for her telephone visit there was no answer. Petitioner states she called a second time and someone intentionally hung up the phone.</p> <p>Petitioner states if the court did not suspend visitation then the Guardians are not following the court's order which grants her visitation.</p>	NEEDS/PROBLEMS/COMMENTS:	
Elaina age: 6				
Cont. from 011613, 031113, 071113				
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<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: KT</p> <p>Reviewed on: 8-20-13 (skc)</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11B - Vasquez</p>		

Order After Hearing dated 3/11/2013 ordered:

7. Neither parent shall have telephone communication with the minor children.
8. The parents shall have separate therapeutic visitation through Comprehensive Youth Services or a comparable agency that provides therapeutic visitation with the children. All therapeutic visitation shall be arranged by the agency and/or therapeutic counselor with dates and times to be arranged by the agency and/or therapeutic counselor.
9. The children's therapists shall each provide the Court and the Court Investigator with a letter regarding the children's progress in therapy, any issues pertinent and relevant regarding the children's contact with their parents, and any other issues the therapist deems pertinent. The letters shall be provided to the court prior to July 11, 2013.
10. The mother and/or father shall provide the Court Investigator proof of any mental health treatment they are engaged in or have engaged in.
11. The parties shall not discuss the substance of this matter around the children.
12. The matter is set for review hearing on July 11, 2013.

Confidential Psychological Assessment filed by mother, Elizabeth Vasquez on 7/8/2013.

Andrew, age 5	NO TEMP REQUESTED	NEEDS/PROBLEMS/COMMENTS:
	MERCEDES HERRERA, Maternal Grandmother, is Petitioner.	Note: This petition pertains to the minor Andrew only. Petitioner was appointed as guardian of this minor's half-siblings Alexis Ramirez and Bryan Villanueva on 5-9-13.
	Father: UNKNOWN	1. If this petition goes forward, need Notice of Hearing and proof of service on all relatives pursuant to Probate Code §1511.
Aff.Sub.Wit.	Mother: JESSICA M. VILLANUEVA (Honduras)	
✓ Verified	Paternal Grandfather: Unknown	
Inventory	Paternal Grandmother: Unknown	
PTC	Maternal Grandfather: Jose Max Villanueva (Honduras)	
Not.Cred.	Siblings: Alexis Ramirez, Richard Villanueva, Bryan Villanueva, Michael Guerrero	
Notice of Hrg	X	
Aff.Mail	X	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	X	
✓ Conf. Screen	Petitioner requests to be excused from giving notice to the parents because the mother is in Honduras and the father is unknown. Andrew's brothers and sister live with Petitioner.	
✓ Letters		
✓ Duties/Supp		
Objections		
Video Receipt	Per UCCJEA, the minor lives with a Rebecca Almaraz.	
✓ CI Report		
✓ Clearances	Court Investigator Jennifer Daniel filed a report on 8- 15-13.	Reviewed by: skc
✓ Order		Reviewed on: 8-20-13
Aff. Posting		Updates:
Status Rpt		Recommendation:
✓ UCCJEA		File 12 – Ramirez & Villanueva
Citation		
FTB Notice		

Honey age: 8 Chase age: 4 Cont. from 071813 <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;"></td> <td style="width: 85%;">Aff.Sub.Wit.</td> <td style="width: 10%;"></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Verified</td> <td></td> </tr> <tr> <td></td> <td>Inventory</td> <td></td> </tr> <tr> <td></td> <td>PTC</td> <td></td> </tr> <tr> <td></td> <td>Not.Cred.</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Notice of Hrg</td> <td></td> </tr> <tr> <td></td> <td>Aff.Mail</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>Aff.Pub.</td> <td></td> </tr> <tr> <td></td> <td>Sp.Ntc.</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Pers.Serv.</td> <td style="text-align: center;">W/</td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Conf. Screen</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Letters</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Duties/Supp</td> <td></td> </tr> <tr> <td></td> <td>Objections</td> <td></td> </tr> <tr> <td></td> <td>Video Receipt</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>CI Report</td> <td></td> </tr> <tr> <td></td> <td>9202</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>Order</td> <td></td> </tr> <tr> <td></td> <td>Aff. Posting</td> <td></td> </tr> <tr> <td></td> <td>Status Rpt</td> <td></td> </tr> <tr> <td style="text-align: center;">✓</td> <td>UCCJEA</td> <td></td> </tr> <tr> <td></td> <td>Citation</td> <td></td> </tr> <tr> <td></td> <td>FTB Notice</td> <td></td> </tr> </table>		Aff.Sub.Wit.		✓	Verified			Inventory			PTC			Not.Cred.		✓	Notice of Hrg			Aff.Mail	X		Aff.Pub.			Sp.Ntc.		✓	Pers.Serv.	W/	✓	Conf. Screen		✓	Letters		✓	Duties/Supp			Objections			Video Receipt		✓	CI Report			9202		✓	Order			Aff. Posting			Status Rpt		✓	UCCJEA			Citation			FTB Notice		<p style="text-align: center;"><u>TEMPORARY EXPIRES ON 8/22/2013</u></p> <p>DARLENE PEREZ, maternal grandmother, is petitioner.</p> <p>Father: SHANE BROWN</p> <p>Mother: DELIA CERVANTES – personally service on 6/14/2013.</p> <p>Paternal grandfather: Unknown Paternal grandmother: Tina (?) Maternal grandfather: Deceased.</p> <p>Petitioner states the parents have a history of drug addiction and both have been arrested for this issue. Both children are with petitioner. CPS strongly encouraged Petitioner to file for guardianship.</p> <p>Court Investigator Samantha Henson's report filed 7/11/2013.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 7/18/2013. Minute Order states Petitioner is directed to provide notice to father and the paternal grandparents. As of 8/21/2013 the following issues remain:</p> <ol style="list-style-type: none"> 1. Need proof of personal service of the Notice of Hearing along with a copy of the petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Shane Brown (father) 2. Need proof of service of the Notice of Hearing along with a copy of the petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Paternal grandfather b. Tina (?) paternal grandmother 3. Proof of service of the Notice of Hearing filed on 7/11/13 does not include the name and address of the person serving the documents at item #6. <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 7/21/2013</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 13 – Brown</td> </tr> </table>	Reviewed by: KT	Reviewed on: 7/21/2013	Updates:	Recommendation:	File 13 – Brown
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Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 7 years			<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>RAUL ZAMBRANO, paternal grandfather, is petitioner.</p> <p>Father: RAUL JOSE ZAMBRANO – personally served on 6/25/2013.</p> <p>Mother: DIAMOND PEREZ – personally served on 6/28/2013.</p> <p>Paternal grandmother: Mary Monica Woodlock – consents and waives notice. Maternal grandfather: Deceased. Maternal grandmother: Vicki Skoglund – served by mail on 7/11/2013.</p> <p>Petitioner states the minor's father has had a drug addiction for several years. Father is currently incarcerated. The minor's mother is also incarcerated. The minor has been living with petitioner for the past four years.</p> <p>Court Investigator Charlotte Bien's Report filed on 8/9/2013.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
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✓	Verified			
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	PTC			
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	Citation			
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			Reviewed by: KT	
			Reviewed on: 8/21/2013	
			Updates:	
			Recommendation:	
			File 14 – Zambrano	

Atty Moua, Pa Ying (pro per Petitioner/half-sister)

Atty Madrid, Miles (pro per Petitioner/sister's fiancé)

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Elijah age: 17		<p align="center">GENERAL HEARING 10/8/2013</p> <p>PA YING MOUA, half-sister, and MILES MADRID, sister's fiancé, are petitioner.</p> <p>Father: KONG PENG VANG</p> <p>Mother: HELENE TCHA</p> <p>Paternal grandfather: Deceased Paternal grandmother: May Va Maternal grandparents: Not listed.</p> <p>Petitioners state the minor's parents have not only been physically and emotionally abusive towards the minors, but have now abandoned them in the country of Thailand. Petitioners feel the minors are in danger of physical and emotional harm if they continue under the care of their parents.</p> <p>The minors are natural born U.S. citizens and have always lived in the United States. In June 2013 the family went to Thailand for a vacation. After arriving in Thailand the minors' parents abandoned them with complete strangers and returned to the U.S. The minors do not speak, read or write Thai. They cannot communicate with anyone in Thailand.</p> <p>The father indicates that he plans to return to Thailand and that he will not be returning to the U.S.</p> <p>Petitioners state they have spoken to the U.S. State Department and they have been informed that without some order of custodial rights to Petitioner by a U.S. court there is nothing they can do to help even though they are sympathetic to the situation.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the temporary Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ul style="list-style-type: none"> a. Kong Peng Vang (father) b. Helene Tcha (mother) c. Elijah Vang (minor) d. Lexie Vang (minor) 	
Lexie age: 15				
Madison age: 7				
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
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		<p>Reviewed by: KT</p> <p>Reviewed on: 8/21/2013</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 – Vang</p>		

Petition for Appointment of Temporary Guardian of the Person

Age: 3 years		<u>TEMPORARY EXPIRES 8/22/2013</u>		NEEDS/PROBLEMS/COMMENTS: 1. Need proof of personal service of the Notice of Hearing along with a copy of the Temporary Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Christina Williams (mother) 2. UCCJEA is incomplete. Need the minor's residence information for 10/3/2009 to April 2013.
		<u>GENERAL HEARING 10/10/2013</u>		
		JOE ROBLES and SHARON ROBLES , paternal grandparents, are petitioners.		
Cont. from		Father: MICHAEL ROBLES – personally served on 8/10/2013		
	Aff.Sub.Wit.		Mother: CHRISTINA WILLIAMS	
✓	Verified			
	Inventory		Maternal grandfather: Not listed. Maternal grandmother: Jeanie Ditto	
	PTC			
	Not.Cred.		Petitioners state there is extreme domestic violence between the parents. Both parents are on drugs.	
✓	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	W/		
✓	Conf. Screen			
	Letters			
✓	Duties/Supp			
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	Video Receipt			
	CI Report			
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✓	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: KT
				Reviewed on: 8/21/2013
				Updates:
				Recommendation:
				File 16 – Robles

Age: 89		GENERAL HEARING 9-16-13	NEEDS/PROBLEMS/ COMMENTS:
		TOM COLLINS , a non-relative, is Petitioner and requests appointment as Temporary Conservator of the Person.	<u>Court Investigator advised rights on 8-15-13</u>
		Petitioner states the proposed Conservatee suffers from dementia and needs care for all of her needs. Over the past year, she has been having increased disorientation, memory loss, and paranoia. She has also been observed to have frequent falls. She refuses all medications and in-home care. She has been assessed to have high risk for injury and poor overall judgment due to dementia.	1. Notice of Hearing filed 8-15-13 indicates that notice was <u>mailed to Ms. Weller on 8-15-13</u> ; however, Probate Code §2250(e) requires <u>personal service</u> .
<input type="checkbox"/>	Aff.Sub.Wit.		2. Need order.
<input checked="" type="checkbox"/>	Verified		Note: Attorney Curtis Rindlisbacher has been appointed to represent Ms. Weller.
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	X	
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Petitioner also requests authority to move the proposed Conservatee to a nursing home during the temporary conservatorship, if necessary.	
		Petitioner states the proposed Conservatee has never been married and has no children. Her parents have passed, and she has no siblings.	
		Court Investigator Jennifer Daniel filed a report on 8-20-13.	
			Reviewed by: skc
			Reviewed on: 8-21-13
			Updates:
			Recommendation:
			File 17 – Weller

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Age: 10		<p><u>TEMPORARY GRANTED EX PARTE:</u> <u>TEMPORARY EXPIRES 08/22/13</u></p> <p><u>GENERAL HEARING 10/17/13</u></p> <p>PHYLLIS ENGLISH, maternal grandmother, is Petitioner and requests that she and JOSEPH ENGLISH, maternal grandfather, be appointed guardian of the minor.</p> <p>Father: FERNANDO IRLAS Mother: HEATHER ENGLISH</p> <p>Paternal grandfather: UNKNOWN Paternal grandmother: JULIA ALBIDREZ</p> <p>Sibling: JOSHUA HERNANDEZ</p> <p>Petitioners allege that the minor has lived with them since birth. The mother is a long time drug addict and alcoholic. She has recently relapsed and has been coming to their home and threatening to take the minor. The minor is very fearful that his mother will take him from the petitioners and does not want to go with her. Petitioners state that the father has had very little contact with the minor since birth and that the father is also a drug addict and is in and out of jail frequently. Petitioners state that a temporary guardianship is necessary in order to keep him safe in their home.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Temporary Petition or Consent & Waiver of Notice or Declaration of Due Diligence for: <ul style="list-style-type: none"> - Fernando Irlas (father) - Heather English (mother)
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
✓	Conf. Screen		
	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		

Reviewed by: JF
Reviewed on: 08/21/13
Updates:
Recommendation:
File 18 – English-Irlas